

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kenneth M. Adams et al. Examiner: Mary C. Hoffman
Serial No.: 10/657,915 Group Art Unit: 3733
Filed: September 9, 2003 Docket: M190.145.101 / P0000263.00 US
Due Date: June 24, 2008
Title: SURGICAL MICRO-BURRING INSTRUMENT AND METHOD OF
PERFORMING SINUS SURGERY

**NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD
OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner dated January 24, 2008, rejecting claims 1-13, 15-24, and 31-36. The proceedings herein are for a patent application and the provisions of 37 C.F.R. §1.136(a) apply.

(a) Applicant petitions for an Extension of Time under 37 C.F.R. §1.136 (fees 37 C.F.R. 1.17(a)(1)-1.17(a)(5) for the total number of months checked below:

<input type="checkbox"/> one month (\$120.00)	<input checked="" type="checkbox"/> two months (\$450.00)	<input type="checkbox"/> three months (\$1,020.00)	<input type="checkbox"/> four months (\$1,595.00)	<input type="checkbox"/> The extension fee has already been filed in this application.
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(b) Applicant believes that no Extension of Time is required. However, this conditional petition is being made to provide for the possibility that Applicant has inadvertently overlooked the need for a Petition and fee for Extension of Time.

Please charge Deposit Account No. 50-0471 in the amount of **\$960.00**. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 50-0471 pursuant to 37 C.F.R. 1.25.

The Examiner is invited to contact the Applicant's representative at the below-listed telephone numbers to facilitate prosecution of this application.

Any inquiry regarding this communication should be directed to Timothy A. Czaja at Telephone No. (612) 573-2004, Facsimile No. (612) 573-2005. In addition, all correspondence should continue to be directed to the following address:

Notice of Appeal

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Dicke, Billig & Czaja, PLLC

Attn: MD Matters

Fifth Street Towers, Suite 2250

100 South Fifth Street

Minneapolis, MN 55402

Customer No. 63496

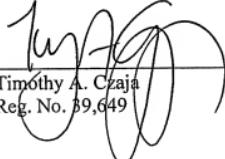
Respectfully submitted,

Kenneth M. Adams et al.,

By their attorneys,

Date: June 20, 2003

TAC:jms



Timothy A. Czaja
Reg. No. 39,649